Bill No. Z-80-01- 17

Zoning Map Ordinance No. Z-

An Ordinance amending the City of Fort Wayne Zoning Map No. J-23.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

Section 1. That the area described as follows is hereby designated a B-3-B District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. J-23, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Lot #16 and the North 10 feet of Lot #17 in William Mays Addition, according to the recorded plat thereof.

Section 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Councilman

Approved as to form and legality for the City Attorney, January 17, 1980.

Paul W. Philips
Counsel, Law Department

J. E. Hoffman
City Attorney

Read the first time in full and on motion by Eisbart, seconded by Lion, and duly adopted, read the second time by title and referred to the Committee Regulations (and the City Plan Commission for recommendation) ~~and Public Hearing~~ to be held after due legal notice, at ~~the Council Chambers~~, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ___M.,E.S.T.

DATE: 1-22-80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Eisbart, seconded by Talarico, and duly adopted, placed on its passage. ~~PASSED~~ (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	0	9			
BURNS		✓			
EISBART		✓			
GiaQUINTA		✓			
NUCKOLS		✓			
SCHMIDT, D.		✓			
SCHMIDT, V.		✓			
SCHOMBURG		✓			
STIER		✓			
TALARICO		✓			

DATE: 3-25-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. _____

on the _____ day of _____, 19____.

ATTEST: (SEAL)

_____ _____
CHARLES W. WESTERMAN - CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19____, at the hour of _____ o'clock _____M.,E.S.T.

_____
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this _____ day of 19____, at the hour of _____ o'clock ____M.,E.S.T.

_____
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. Z-80-01-17

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-23

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO NOT PASS.

BEN EISBART, CHAIRMAN — Ben A Eisbart

JOHN NUCKOLS, VICE CHAIRMAN

JAMES S. STIER — Jas Stier

SAMUEL J. TALARICO — Samuel J. Talarico

DONALD J. SCHMIDT — D J Schmidt

3-25-80 CONCURRED IN

DATE CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 22, 1980, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-80-01-17; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 11, 1980;

NOW THERFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1980.

Certified and signed this
5th day of March 1980.

Tu. Joyce Schlatter

Joyce Schlatter
Secretary

RECEIPT

Date January 15 1980 No. 10906

Received From Mrs. Marcella L. Goyen

Address 3918 Old Trail Road

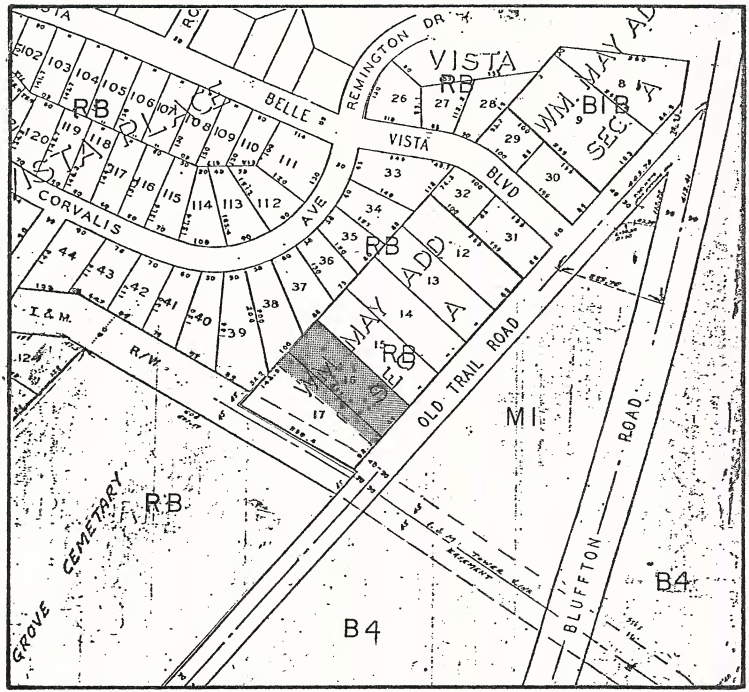
Fifty Dollars Dollars $50.00

For Agency Filing fee

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT	50	00	CASH		
AMT. PAID	50	00	CHECK		
BALANCE DUE	—		MONEY ORDER		

By Gary Linton

BUSINESS FORM—PRODUCT OF WILSON JONES
Gray Line



REQUEST TO CHANGE FROM RB TO B3B ZONING

Map No. J-23

N

Z-80-01-17

PREPARED BY R.K.

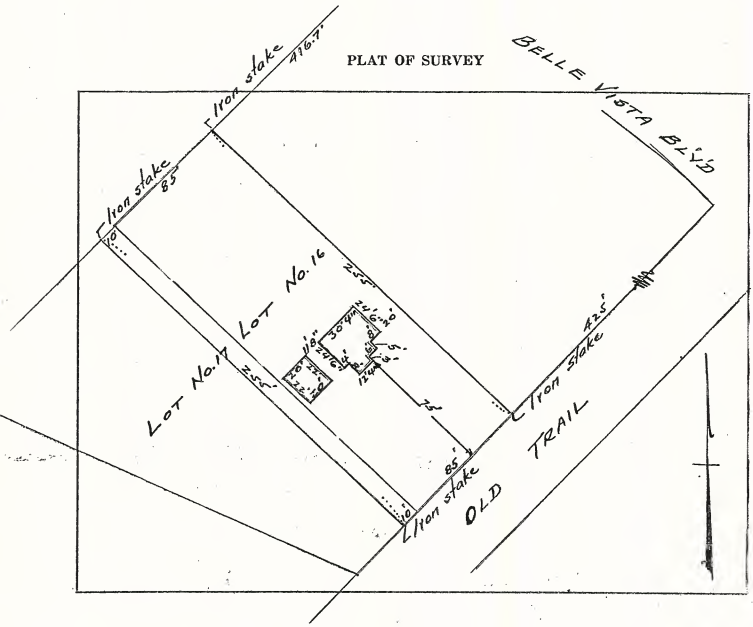
DATE 1-11-80

ESTIMATES
PLATTING
SURVEYS
PLANS

C. ROSS LINDEMUTH
CONSULTING AND PRACTICAL ENGINEERS
TRIER ROAD R. R. 9
FORT WAYNE 8, INDIANA

TELEPHONE
A-88081

PLAT OF SURVEY



DESCRIPTION

Lot Number Sixteen (16), and the North 10 feet of Lot Number Seventeen (17), in Wm. Mays Addition, according to the recorded plat thereof; being the property located at, 5918 Old Trail, Waynedale, Fort Wayne, Indiana.

I have made a survey of the above described property this 20th day of August 19 56
I find the dimensions of said property to be as shown, the improvements to be within the boundary limits of same and I find no encroachments by adjoining property holders.
This survey is made for the use and benefit of Mr. Carl Springer. and their successors in title, and and its assigns.

I hereby certify the above to be correct.

C. Ross Lindemuth
Registered Engineer No. 273

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

I/We MRS Marcella I Goyer
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an ~~Residential~~ 2 District to a/an ~~Business~~ B5B District the property described as follows: R2

Lot #16 and the north 10 feet of Lot Number 17 in Wm Mays Addition according to the recorded plat thereof; being the property located at 5918 Old Trail, Waynedale, Fort Wayne, Indiana

(Legal Descrption) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address)	(Signature)
Mrs Marcella I Goyer	5918 Old Trail Rd	Mrs Marcella Goyer

(If additional space is needed, use reverse side.)

Legal Description checked by _____.

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or requst that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip Code)	(Telephone Number)
MRS MARCella-I GoVER	5918 Old TRAIL Rd 46809	7473869

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Owners of Property

(Name)	(Address)	(Signature)
MRS MARCELLA I GOYER	5918 Old Trail Road	Mrs Marcella I Goyer

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lot #107 & #108 in Waynedale Gardens, Second Addition.

3-80-01-16

EFFECT OF PASSAGE Property is now zoned R-1 - Single Family Residential.
Property will become B-4 - Roadside Business.

EFFECT OF NON-PASSAGE Property will remain R-1 - Single Family Residence.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)_____

ASSIGNED TO COMMITTEE (J.N.) Regulations

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lot #107 & #108 in Waynedale Gardens, Second Addition.

3-80-01-16

EFFECT OF PASSAGE Property is now zoned R-1 - Single Family Residential.
Property will become B-4 - Roadside Business.

EFFECT OF NON-PASSAGE Property will remain R-1 - Single Family Residence.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) Regulations